

# Phase 2 Agritourism COVID-19 Requirements

Agritourism businesses are permitted to operate, provided all requirements in this document are met. For purposes of this guidance, agritourism is defined as a form of commercial enterprise that links agricultural production and/or processing with tourism in order to attract visitors onto a farm, ranch, or other agricultural business for the purposes of entertaining and/or educating the visitors and generating income for the farm, ranch, or business owner. Examples of agritourism include, but are not limited to Christmas tree farms, u-pick berry farms, corn mazes and pumpkin patches. Each business must adopt a written procedure for operations at least as protective as the specific requirements outlined below and complies with all employee safety and health requirements.

Agritourism businesses must ensure strict adherence to all measures established by the Governor's guidance, the Department of Labor & Industries (L&I), Coronavirus (COVID-19) Prevention: General Requirements <https://lni.wa.gov/forms-publications/F414-164-000.pdf>, and the Washington State Department of Health Workplace and Employer Resources & Recommendations <https://www.doh.wa.gov/Coronavirus/Workplace> (DOH).

## General Requirements

1. Inform customers they are required to:
  - Stay home if they are experiencing symptoms of COVID-19.
  - Use cloth face coverings when visiting.
  - Practice proper physical distancing.
2. Whenever possible, operations should be held outdoors or in outdoor covered areas with optimal ventilation. Outdoor operations must ensure six feet of physical distance between customers (except between members of the same household). This may necessitate requiring customers to make reservations in advance or sign up for a specific time slot when they arrive.
3. Indoor operations are limited to retail and food service activities.
4. Retail and food service activities are required to follow [Department of Health's COVID-19 Guidelines for Farmers Markets](#) (regardless of held indoors or outdoors).
5. Payment Handling
  - When possible, allow mobile, credit card, or other cash-free payment options.
  - Staff will disinfect check-out counters and payment touchpads at least every hour.
  - Provide handwashing or hand gel for employees handling payment.
6. Provide sufficient hand sanitizing stations for customers.
7. Activities such as hay/wagon/train rides, haunted houses, children's play equipment, live games, farm equipment exploration, inflatable jumping houses, animal viewing, petting areas, paintball, and campfires are not permitted.

## U-Pick and Tree Farm Requirements

1. Ensure proper physical distancing of a minimum of six feet, one-way traffic in the fields, as well as appropriate signage to ensure washing of fruits/vegetables before consumption & use.
2. Upon entrance & exit to the designated U-Pick/tree area, encourage visitors to wash/sanitize their hands.
3. Transportation to fields, such as trains, wagons and trucks is not permitted; however, customers are permitted to drive their own vehicle to the field if permitted by the business. In addition,

accommodations can be made for persons with a disability.

4. Shared equipment, such as wheelbarrows and saws, must be sanitized between uses.

## **Employee Safety and Health**

An agritourism employer, during any phase has a general obligation to keep a safe and healthy facility in accordance with state and federal law and safety and health rules for a variety of workplace hazards. In addition, they must comply with the following COVID-19 worksite-specific safety practices as outlined in Governor Inslee's "Safe Start – Stay Healthy" Proclamation 20-25 and in accordance with the Washington State Department of Labor & Industries [General Requirements and Prevention Ideas for Workplaces](#) and the Washington State Department of Health Workplace and Employer Resources & Recommendations at <https://www.doh.wa.gov/Coronavirus/workplace>. All events are required to post signage at the entrance to the event requiring participants to use cloth face coverings when inside the event.

Employers must specifically ensure operations follow the main L&I COVID-19 requirements to protect workers, including:

- Educate workers in the language they understand best about coronavirus and how to prevent transmission and the employer's COVID-19 policies.
- Maintain minimum six-foot separation between all employees (and participants) in all interactions at all times. When strict physical distancing is not feasible for a specific task, other prevention measures are required, such as use of barriers, minimize staff or participants in narrow or enclosed areas, and staggering breaks and work shift starts.
- Provide (at no cost to employees) and require the wearing of personal protective equipment (PPE) such as gloves, goggles, face shields and face masks as appropriate or required for the activity being performed. **Cloth facial coverings must be worn by every employee not working alone on the jobsite unless their exposure dictates a higher level of protection under Department of Labor & Industries safety and health rules and guidance.**
  - Exceptions to this requirement for cloth face coverings include when working alone in an office, vehicle, or at a job site; if the individual is deaf or hard of hearing and is communicating with someone who relies on language cues such as facial markers and expression and mouth movements as a part of communication; if the individual has a medical condition or disability that makes wearing a facial covering inappropriate; or when the job has no in-person interaction.
  - Refer to [Washington Coronavirus Hazard Considerations for Employers \(except COVID-19 care in hospitals & clinics\) Face Coverings, Masks, and Respirator Choices](#) for additional details. Cloth face coverings are described in the [Department of Health guidance](#).
- Ensure frequent and adequate hand washing with adequate maintenance of supplies. Use disposable gloves where safe and applicable to prevent virus transmission on tools or other items that are shared.
- Establish a housekeeping schedule that includes frequent cleaning and sanitizing with a particular emphasis on commonly touched surfaces.
- Screen employees for signs/symptoms of COVID-19 at start of their shift. Make sure sick employees stay home or immediately go home if they feel or appear sick. Cordon off any areas where an employee with probable or confirmed COVID-19 illness worked, touched surfaces, etc. until the area and equipment is cleaned and sanitized. Follow the [cleaning guidelines set by the CDC](#) to deep clean and sanitize.

- Post a sign at the entrance to the business that requires customers to wear cloth face coverings.

A COVID-19 supervisor shall be designated by the employer at each event to monitor the health of employees and enforce the COVID-19 job site safety plan.

A worker may refuse to perform unsafe work, including hazards created by COVID-19. It is unlawful for an employer to take adverse action against a worker who has engaged in safety-protected activities under the law if the individual's work refusal meets certain requirements. Information is available in these publications: [Safety and Health Discrimination in the Workplace brochure](#) and [Spanish Safety and Health Discrimination brochure](#).

Employees who choose to remove themselves from a work site because they do not believe it is safe to work due to the risk of COVID-19 exposure may have access to certain leave or unemployment benefits. Employers must provide high-risk individuals covered by Proclamation 20-46 with their choice of access to available employer-granted accrued leave or unemployment benefits if an alternative work arrangement is not feasible. Other employees may have access to expanded family and medical leave included in the Families First Coronavirus Response Act, access to unemployment benefits, or access to other paid time off depending on the circumstances. Additional information is available at [Novel Coronavirus Outbreak \(COVID-19\) Resources](#) and [Paid Leave under the Washington Family Care Act and the Families First Coronavirus Response Act](#).

**No agritourism business may operate until it can meet and maintain all the requirements in this document, including providing materials, schedules and equipment required to comply. Additional considerations may be adopted, as appropriate.**

All issues regarding worker safety and health are subject to enforcement action under L&I's Division of Occupational Safety and Health (DOSH).

- Employers can request COVID-19 [prevention advice and help](#) from L&I's Division of Occupational Safety and Health (DOSH).
- Employee Workplace safety and health complaints may be submitted to the L&I DOSH Call Center: (1-800-423-7233) or via e-mail to [adag235@lni.wa.gov](mailto:adag235@lni.wa.gov).
- General questions about how to comply with agreement practices can be submitted to the state's Business Response Center at <https://coronavirus.wa.gov/how-you-can-help/covid-19-business-and-worker-inquiries>.
- All other violations related to Proclamation 20-25 can be submitted at <https://coronavirus.wa.gov/report-safe-start-violation>.